

10/12/01
jc985 U.S. PRO

10/15/01

PATENT
Attorney Docket No.: HOGAN-06650

A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Box Patent Application
Assistant Commissioner For Patents
Washington, D.C. 20231

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of Kirk Hogan for **Methods and Compositions for Perioperative Genomic Profiling**.

jc979 U.S. PRO
09/976423
10/12/01

CERTIFICATION UNDER 37 C.F.R. § 1.10

I hereby certify that this New Application Transmittal and the documents referred to as enclosed therein are being deposited with the U.S. Postal Service on this date **October 12, 2001** in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number **EL 837 033 180 US** addressed to: **Box Patent Application**, Assistant Commissioner For Patents, Washington, D.C. 20231.

Susan M. McClintock
Susan M. McClintock

1. **Type Of Application**
This new application is for a(n)
☒ Original (nonprovisional)
☒ Continuation-In-Part (C-I-P).
2. **Benefit Of Prior U.S. Application(s)** (35 U.S.C. §§ 119(e), 120, or 121)
☒ The new application being transmitted claims the benefit of prior U.S. application(s) and enclosed are **ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF PRIOR U.S. APPLICATION(S) CLAIMED.**
3. **Papers Enclosed That Are Required For Filing Date Under 37 C.F.R. § 1.53(b) (Regular) or 37 C.F.R. § 1.153 (Design) Application**
59 Pages of Specification
3 Pages of Claims
1 Page of Abstract
5 Sheets of Formal Drawings
4. **Combined Declaration and Power of Attorney For Patent Application**
☒ Enclosed
☒ Unexecuted.
5. **Inventorship Statement**
The inventorship for all the claims in this application is:
☒ the same
6. **Language**
☒ English
7. **Fee Calculation (37 C.F.R. § 1.16)**
☒ Regular application

CLAIMS AS FILED

Number Filed	Number Extra	Rate	Basic Fee - \$740.00 (37 C.F.R. § 1.16(a))
Total Claims (37 C.F.R. § 1.16(c))	23 - 20 =	3 × \$18.00 =	\$54.00
Independent Claims (37 C.F.R. § 1.16(b))	3 - 3 =	0 × \$84.00 =	\$0.00
Multiple Dependent Claim(s), if any (37 C.F.R. § 1.16(d))	+ \$280.00 =		\$0.00
Filing Fee Calculation			\$794.00

8. **Small Entity Statement(s)**
☒ Verified Statement(s) that this is a filing by a small entity under 37 C.F.R. §§ 1.9 and 1.27.

Filing Fee Calculation (50% of above) \$397.00

9. Fee Payment Being Made At This Time

☒ Enclosed

☒ basic filing fee

\$397.00

Total Fees Enclosed

\$397.00

10. Method of Payment of Fees

☒ Check in the amount of \$397.00


11. Authorization To Charge Additional Fees and Credit Overpayment

☒ The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No.: 08-1290. An originally executed duplicate of this transmittal is enclosed for this purpose.

12. Return Receipt Postcard

☒ Enclosed

Dated: October 12, 2001


David A. Casimir
Registration No.: 42,395

MEDLEN & CARROLL, LLP
101 Howard Street, Suite 350
San Francisco, California 94105
415/904-6500

☒ Incorporation By Reference Of Added Pages

☒ Plus Added Pages For New Application Transmittal Where Benefit Of Prior U.S. Application(s)
Claimed

Number of pages added 1

ADDED PAGES FOR APPLICATION TRANSMITTAL
WHERE BENEFIT OF PRIOR U.S. APPLICATION(S) CLAIMED

13. **Relate Back**

A. 35 U.S.C. § 119(e)

B. 35 U.S.C. §§ 120, 121 and 365(c)

☒ Amend the Specification by inserting before the first line the sentence: "This is a Continuation-In-Part of copending application(s) Serial No. 09/613,887 filed on 07/11/2000"

14. **Further Inventorship Statement Where Benefit Of Prior Application(s) Claimed**

a. This application discloses and claims additional disclosure by amendment and a new declaration or oath is being filed. With respect to the prior application, the inventor(s) in this application are
☒ the same.

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